STATE OF MISSOURI

DEPARTMENT OF NATURAL RESOURCES

MISSOURI CLEAN WATER COMMISSION

MISSOURI STATE OPERATING PERMIT

In compliance with the Missouri Clean Water Law, (Chapter 644 R.S. Mo. as amended, hereinafter, the Law), and the Federal Water Pollution Control Act (Public Law 92-500, 92nd Congress) as amended,

Permit No.:	MO-0095362
Owner:	Empire District Electric Company
Address:	PO Box 127, Joplin, MO 64802
Continuing Authority:	Same as above
Address:	Same as above
Facility Name:	Empire District Electric Company, Asbury Plant
Address:	21133 Uphill Lane, Asbury, MO 64832
Legal Description:	see page 2
Receiving Stream:	Blackberry Creek (U)
First Classified Stream and ID:	Blackberry Creek (C)(03184)
USGS Basin & Sub-watershed No.:	(11070207-140003)

is authorized to discharge from the facility described herein, in accordance with the effluent limitations and monitoring requirements as set forth herein:

FACILITY DESCRIPTION

See page 2

This permit authorizes only wastewater discharges under the Missouri Clean Water Law and the National Pollutant Discharge Elimination System; it does not apply to other regulated areas. This permit may be appealed in accordance with Section 644.051.6 of the Law.

December 2, 2005
Effective Date

Doyle Childers, Director, Department of Natural Resources
Executive Secretary, Clean Water Commission

December 1, 2010
Expiration Date

Edward Galbraith, Director of Staff, Clean Water Commission

FACILITY DESCRIPTION (continued)

Outfall #001 - Industry - SIC #4911
Cooling water discharge.
Design flow is 1,000,000 gallons per day.
Actual flow is 720,000 gallons per day.
Latitude/Longitude: 3721381/9435131
NE NW Sec 17, T 30 N R 33 W, Jasper Co.

Outfall #002 - Industry - SIC #4911
Ash pond overflow.
Latitude/Longitude: 3721278/9434486
SE NE Sec 17, T 30 N R 33 W, Jasper Co.

Outfall #003 – Industry - SIC #4911
Storm water runoff from rail loop area. Sample prior to confluence with Blackberry Creek.
Actual flow is dependent upon precipitation.
Latitude/Longitude: 3721523/9434409
SE SE Sec 8, T 30 N R 33 W , Barton Co.

Outfall #004 – Sewage Treatment – SIC #4952
Extended aeration/single cell lagoon/sludge is retained in lagoon.
*Was previously covered under NPDES Permit #MO-0106381
Design population equivalent is 80.
Design flow is 8,000 gallons per day.
Actual flow is 2,000 gallons per day.
Design sludge production is 1.4 dry tons/year.
Latitude/Longitude: 3721531/9435304
SW SW Sec 8, T 30 N R 33 W, Barton Co.

Downstream Compliance Point – SIC 4911
At "H Bridge"
Latitude/Longitude: 3720020/9434085
SE SW Sec 21, T 30 N R 33 W, Jasper Co.

Upstream Monitoring Point – SIC 4911
On Blackberry Creek upstream of where Outfall #003 enters creek.
Latitude/Longitude 3722072/9434353
NE SE Sec 8, T 30 N R 33 W , Barton Co.

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS

The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective upon issuance and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:

OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
Outfall #001						
Flow	MGD	*		*	once/day	24 hr. total
Temperature	°F	*		*	once/week	grab
Chlorine, Free Available	mg/L	0.5		0.2	once/month	grab
pH – Units	SU	**		**	once/month	grab
Ammonia as N	mg/L	5.0		5.0	once/month	grab

MONITORING REPORTS SHALL BE SUBMITTED MONTHLY; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.

B. STANDARD CONDITIONS

IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED Part I STANDARD CONDITIONS DATED October 1, 1980, AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS

The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective upon issuance and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:

OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
Outfall #002 Note 3, Note 4						
Flow	MGD	*		*	once/day	24 hr. total
Sulfate as SO4 Note 3	mg/L	*		*	once/day/discharge	grab
Chloride as Cl Note 3	mg/L	*		*	once/day/discharge	grab
Total Suspended Solids	mg/L	100		30	once/month	grab
Oil and Grease	mg/L	20		15	once/month	grab
pH – Units	SU	**		**	once/month	grab
Iron, Total Recoverable	mg/L	1.0		1.0	once/month	grab
Copper, Total Recoverable	mg/L	0.041		0.041	once/month	grab
Ammonia as N	mg/L	5.0		5.0	once/month	grab
MONITORING REPORTS SHALL BE SUBMITTED MONTHLY; THE FIRST REPORT IS DUE _____.						
Outfall #003 Flow	Cfs	*		*	once/month	instantaneous estimate
pH – Units	SU	**		**	once/month	grab
Settleable Solids	ML/L/hr	2.5		2.0	once/month	grab
Sulfate as SO4	mg/L	*		*	once/month	grab
Chloride as Cl	mg/L	*		*	once/month	grab
MONITORING REPORTS SHALL BE SUBMITTED MONTHLY; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						

B. STANDARD CONDITIONS

IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED Part I STANDARD CONDITIONS DATED October 1, 1980, AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS

PERMIT NUMBER MO-0095362

The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective upon issuance and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:

OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
Outfall #004						
Flow	MGD	*		*	once/quarter***	24 hr. estimate
Biochemical Oxygen Demand$_5$	mg/L		45	30	once/quarter***	grab
Total Suspended Solids	mg/L		45	30	once/quarter***	grab
pH – Units	SU	**		**	once/quarter***	grab

MONITORING REPORTS SHALL BE SUBMITTED QUARTERLY; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.

B. STANDARD CONDITIONS

IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED Parts I & III STANDARD CONDITIONS DATED October 1, 1980 and August 15, 1994, AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS

The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective upon issuance and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:

OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
Upstream Monitoring Point (Upstream of Outfall #003) This data will be used for Downstream net limits calculation						
Flow	cfs	*			once/month	instantaneous estimate
pH – Units	SU	**			once/month	grab
Sulfate as SO4	mg/L	*			once/month	grab
Chloride as Cl	mg/L	*			once/month	grab

MONITORING REPORTS SHALL BE SUBMITTED MONTHLY; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.

B. STANDARD CONDITIONS

IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED Part I STANDARD CONDITIONS DATED October 1, 1980, AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS

The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective upon issuance and remain in effect until March 2, 2009. Such discharges shall be controlled, limited and monitored by the permittee as specified below:

OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	INTERIM EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
Downstream Compliance Point (Downstream of Outfall #002) also called H Bridge (Note 2)						
Flow note 4	cfs	*			Once/month once/month	instantaneous estimate
Temperature	°F	*			once/month	grab
pH – Units	SU	**			once/month	grab
Sulfate as SO_4	mg/L	*			once/month	grab
Chloride as Cl	mg/L	*			once/month Note 4	grab
Ammonia as N	mg/L	5.0			once/month	grab
Net Sulfate as SO4 plus Chloride as Cl	mg/L	*			once/ month	grab

MONITORING REPORTS SHALL BE SUBMITTED MONTHLY; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.

Downstream Compliance Point (Downstream of Outfall #002) Also Called H Bridge (Note 2)				
Whole Effluent Toxicity (WET) Test	% Survival	See Special Conditions	once/year	grab

MONITORING REPORTS SHALL BE SUBMITTED YEARLY; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.

B. STANDARD CONDITIONS

IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED Part I STANDARD CONDITIONS DATED October 1, 1980, AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS

The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective March 3, 2009 and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:

OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
Downstream Compliance Point (Downstream of Outfall #002) also called H Bridge (Note 2)						
Flow (note 4)	Cfs	*			once/month	instantaneous estimate
Temperature	°F	*			once/month	grab
pH – Units	SU	**			once/month	grab
Sulfate as SO_4	mg/L	*			once/month	grab
Chloride as Cl	mg/L	*			once/month	grab
Ammonia As N	mg/L	5.0			once/month	grab
Net Sulfate as SO4 plus Chloride as Cl	mg/L	1000 note 3			once/month	grab
MONITORING REPORTS SHALL BE SUBMITTED MONTHLY; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						
Downstream Compliance Point (Downstream of Outfall #002) Also Called H bridge (Note 2)						
Whole Effluent Toxicity (WET) Test	% Survival	See Special Conditions			once/year	grab
MONITORING REPORTS SHALL BE SUBMITTED YEARLY; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						

B. STANDARD CONDITIONS

IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED Part I STANDARD CONDITIONS DATED October 1, 1980, AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.

MO 780-0010 (8/91)

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (continued)

* Monitoring requirement only.
** pH is measured in pH units and is not to be averaged. The pH is limited to the range of 6.0-9.0 pH units.
*** Sample once per quarter in the months of March, June, September, and December.

Note 1 – Samples shall be taken during the first hour of a stormwater runoff event near the north branch location.

Note 2 – Samples shall be taken at the bridge on County Road H .

Note 3 – Flow of outfall #002 shall be adjusted and controlled so that Sulfate plus Chloride concentration at the Downstream Compliance Point (Co. Rd. H bridge) is less than 1000 mg/L at all times. Net limits at Downstream Compliance Point are net of Upstream Monitoring Point.

Note 4 – Each time outfall #002 discharges, the following information must be collected daily and compiled in tabular form:
1) analyses from outfall #002, upstream monitoring point, and the downstream compliance point.
2) Flow data from outfall #002, upstream monitoring point and the downstream compliance point taken at the same time as sample is taken and
3) A mathematical analysis of what flow volume (in cfs) at the downstream compliance point dilutes the outfall #002 sulfate plus chloride concentration to 1000 mg/L or less.

C. Schedule of Compliance:

In addition to following the requirements of notes 3 and 4, in accordance with the variance granted by the Missouri Clean Water Commission, dated March 2, 2005, the permittee shall report on the progress in complying with the 1000 mg/L Sulfate plus Chloride limit at the downstream compliance point (Co. Rd. H bridge) or the development of a site specific Water Quality Standard for Sulfate plus Chlorides on March 2, 2007 and March 2, 2009.

D. SPECIAL CONDITIONS

1. This permit may be reopened and modified, or alternatively revoked and reissued, to:
   (a) Comply with any applicable effluent standard or limitation issued or approved under Sections 301(b)(2)(C) and (D), 304(b)(2), and 307(a) (2) of the Clean Water Act, if the effluent standard or limitation so issued or approved:
      (1) contains different conditions or is otherwise more stringent than any effluent limitation in the permit; or
      (2) controls any pollutant not limited in the permit.
   (b) Incorporate new or modified effluent limitations or other conditions, if the result of a waste load allocation study, toxicity test or other information indicates changes are necessary to assure compliance with Missouri's Water Quality Standards.
   (c) Incorporate new or modified effluent limitations or other conditions if, as the result of a watershed analysis, a Total Maximum Daily Load (TMDL) limitation is developed for the receiving waters which are currently included in Missouri's list of waters of the state not fully achieving the state's water quality standards, also called the 303(d) list.

   The permit as modified or reissued under this paragraph shall also contain any other requirements of the Clean Water Act then applicable.

2. All outfalls must be clearly marked in the field.

3. Permittee will cease discharge by connection to areawide wastewater treatment system within 90 days of notice of its availability.

4. Changes in Discharges of Toxic Substances

   The permittee shall notify the Director as soon as it knows or has reason to believe:
   (a) That any activity has occurred or will occur which would result in the discharge of any toxic pollutant which is not limited in the permit, if that discharge will exceed the highest of the following "notification levels:"
      (1) One hundred micrograms per liter (100 µg/L);
      (2) Two hundred micrograms per liter (200 µg/L) for acrolein and acrylonitrile; five hundred micrograms per liter (500 µg/L) for 2,5 dinitrophenol and for 2-methyl-4, 6-dinitrophenol; and one milligram per liter (1 mg/L) for antimony;
      (3) Five (5) times the maximum concentration value reported for the pollutant in the permit application;
      (4) The level established in Part A of the permit by the Director.
   (b) That they have begun or expect to begin to use or manufacture as an intermediate or final product or byproduct any toxic pollutant, which was not reported in the permit application.
   (c) That the effluent limit established in part A of the permit will be exceeded.

5. Report as no-discharge when a discharge does not occur during the report period.

6. Water Quality Standards
   (a) Discharges to waters of the state shall not cause a violation of water quality standards rule under 10 CSR 20-7.031, including both specific and general criteria.
   (b) General Criteria. The following general water quality criteria shall be applicable to all waters of the state at all times including mixing zones. No water contaminant, by itself or in combination with other substances, shall prevent the waters of the state from meeting the following conditions:
      (1) Waters shall be free from substances in sufficient amounts to cause the formation of putrescent, unsightly or harmful bottom deposits or prevent full maintenance of beneficial uses;
      (2) Waters shall be free from oil, scum and floating debris in sufficient amounts to be unsightly or prevent full maintenance of beneficial uses;
      (3) Waters shall be free from substances in sufficient amounts to cause unsightly color or turbidity, offensive odor or prevent full maintenance of beneficial uses;
      (4) Waters shall be free from substances or conditions in sufficient amounts to result in toxicity to human, animal or aquatic life;
      (5) There shall be no significant human health hazard from incidental contact with the water;

C. SPECIAL CONDITIONS (continued)

6. Water Quality Standards

(6) There shall be no acute toxicity to livestock or wildlife watering;
(7) Waters shall be free from physical, chemical or hydrologic changes that would impair the natural biological community;
(8) Waters shall be free from used tires, car bodies, appliances, demolition debris, used vehicles or equipment and solid waste as defined in Missouri's Solid Waste Law, section 260.200, RSMo, except as the use of such materials is specifically permitted pursuant to section 260.200-260.247.

7. Sludge and Biosolids Use For Domestic Wastewater Treatment Facilities
   (a) Permittee shall comply with the pollutant limitations, monitoring, reporting, and other requirements in accordance with the attached permit Standard Conditions.
   (b) If sludge is not removed by a contract hauler, permittee is authorized to land apply biosolids. Permit Standard Conditions, Part III shall apply to the land application of biosolids. Permittee shall notify the department at least 180 days prior to the planned removal of biosolids. The department may require submittal of a biosolids management plan for department review and approval as determined appropriate on a case-by-case basis.

8. Except for any untreated overflow from facilities designed, constructed and operated to treat the volume of material storage runoff which is associated with a 10 year, 24 hour rainfall event; discharges resulting from material storage runoff shall comply with the following limitation:
   (a) Total suspended solids shall not exceed 50 mg/l at any time.
   (b) The pH shall not be less the 6.0 standard units nor greater than 9.0 standard units at any time.

9. Neither free available chlorine nor total residual chlorine may be discharged from any unit for more than two hours in any one day and not more than one unit in any plant may discharge free available or total residual chlorine at any one time.

10. Discharges shall not cause violations of the general criteria in the Water Quality Standards 10 CSR 20-7.031 (3), which states, in part, that no water contaminant, by itself or in combination with other substances, shall prevent the waters of the State from meeting the following conditions:
   (a) Waters shall be free from substances in sufficient amounts to cause the formation of putrescent, unsightly or harmful bottom deposits or prevent full maintenance of beneficial uses;
   (b) Waters shall be free from oil, scum and floating debris in sufficient amounts to be unsightly or prevent full maintenance of beneficial uses;
   (c) Waters shall be free from substances in sufficient amounts to cause unsightly color or turbidity, offensive odor or prevent full maintenance of beneficial uses; and
   (d) Waters shall be free from substances or conditions in sufficient amounts to have a harmful effect on human, animal or aquatic life.

11. Treatment or Storage of Ash from Power Plants
   (a) Disposal of ash is not authorized by this permit.
   (b) This permit does not pertain to permits for disposal of ash or exemptions for beneficial uses of ash under the Missouri Solid Waste Management Law and regulations.
   (c) This permit does not authorize off-site storage, use or disposal of ash in regard to water pollution control permits required under 10 CSR 20-6.015 and 10 CSR 20-6.200.
   (d) Subsurface discharges from wastewater treatment ponds or ash ponds shall, at the property boundary, meet the effluent limitations for subsurface waters of the state under 10 CSR 20-7.015 (7), with appropriate consideration of up-gradient water quality.

C. SPECIAL CONDITIONS (continued)

12. Whole Effluent Toxicity (WET) tests will be conducted as follows:

SUMMARY OF WET TESTING FOR THIS PERMIT				
OUTFALL	A.E.C. %	FREQUENCY	SAMPLE TYPE	MONTH
Downstream Compliance Point (Co. Rd. H bridge)	100%	once/year	grab	Any Report in October

(a) Test Schedule and Follow-Up Requirements

(1) Perform a single-dilution test in the months and at the frequency specified above. If the effluent passes the test, do not repeat the test until the next test period.
Submit test results along with complete copies of the test reports as received from the laboratory within 30 calendar days of availability to the WPP, Water Quality Monitoring and Assessment Section, P.O. Box 176, Jefferson City, MO 65102.

(2) If the effluent fails the test, a multiple dilution test shall be performed within 30 calendar days, and biweekly thereafter, until one of the following conditions are met:
(a) THREE CONSECUTIVE MULTIPLE-DILUTION TESTS PASS. No further tests need to be performed until next regularly scheduled test period.
(b) A TOTAL OF THREE MULTIPLE-DILUTION TESTS FAIL.

(3) The permittee shall submit a summary of all test results for the test series along with complete copies of the test reports as received from the laboratory to the WPP, Water Quality Monitoring and Assessment Section, P.O. Box 176, Jefferson City, MO 65102 within 14 calendar days of the third failed test.

(4) Additionally, the following shall apply upon failure of the third test: A toxicity identification evaluation (TIE) or toxicity reduction evaluation (TRE) is automatically triggered. The permittee shall contact WPP, Water Quality Monitoring and Assessment Section to ascertain as to whether a TIE or TRE is appropriate. The permittee shall submit a plan for conducting a TIE or TRE to the Planning Section of the WPP within 60 calendar days of the date of DNR's direction to perform either a TIE or TRE. This plan must be approved by DNR before the TIE or TRE is begun. A schedule for completing the TIE or TRE shall be established in the plan approval.

(5) Upon DNR's approval, the TIE/TRE schedule may be modified if toxicity is intermittent during the TIE/TRE investigations. A revised WET test schedule may be established by DNR for this period.

(6) If a previously completed TIE has clearly identified the cause of toxicity, additional TIEs will not be required as long as effluent characteristics remain essentially unchanged and the permittee is proceeding according to a DNR approved schedule to complete a TRE and reduce toxicity. Regularly scheduled WET testing as required in the permit, without the follow-up requirements, will be required during this period.

(7) All failing test results shall be reported to WPP, Water Quality Monitoring and Assessment Section, P.O. Box 176, Jefferson City, MO 65102 within 14 calendar days of the availability of the results.

(8) When WET test sampling is required to run over one DMR period, each DMR report shall contain information generated during the reporting period.

(9) Submit a concise summary of all test results with the annual report.

(b) PASS/FAIL procedure and effluent limitations:

(1) To pass a single-dilution test, mortality observed in the AEC test concentration shall not be significantly different (at the 95% confidence level; $p = 0.05$) than that observed in the upstream receiving-water control sample. The appropriate statistical tests of significance will be those outlined in the most current USEPA acute toxicity manual or those specified by the MDNR.

(2) To pass a multiple-dilution test:
(a) the computed percent effluent at the edge of the zone of initial dilution, Acceptable Effluent Concentration (AEC), must be less than three-tenths (0.3) of the LC_{50} concentration for the most sensitive of the test organisms; or,
(b) all dilutions equal to or greater than the AEC must be nontoxic. Failure of one multiple-dilution test is an effluent limit violation.

C. SPECIAL CONDITIONS (continued)

15. Whole Effluent Toxicity (WET) (continued)

(c) Test Conditions

(1) Test Type: Acute Static non-renewal

(2) Test species: Ceriodaphnia dubia and Pimephales promelas (fathead minnow). Organisms used in WET testing shall come from cultures reared for the purpose of conducting toxicity tests and cultured in a manner consistent with the most current USEPA guidelines. All test animals shall be cultured as described in the most current edition of Methods for Measuring the Acute Toxicity of Effluents and Receiving Waters to Freshwater and Marine Organisms.

(3) Test period: 48 hours at the "Acceptable Effluent Concentration" (AEC) specified above.

(4) When dilutions are required, upstream receiving stream water shall be used as dilution water. If upstream water is unavailable or if mortality in the upstream water exceeds 10%, "reconstituted" water will be used as dilution water. Procedures for generating reconstituted water will be supplied by the MDNR upon request.

(5) Single-dilution tests will be run with:

(a) Effluent at the AEC concentration;

(b) 100% receiving-stream water (if available), collected upstream of the outfall at a point beyond any influence of the effluent; and

(c) reconstituted water.

(6) Multiple-dilution tests will be run with:

(a) 100%, 50%, 25%, 12.5%, and 6.25% effluent, unless the AEC is less than 25% effluent, in which case dilutions will be 4 times the AEC, two times the AEC, AEC, 1/2 AEC and 1/4 AEC;

(b) 100% receiving-stream water (if available), collected upstream of the outfall at a point beyond any influence of the effluent; and

(c) reconstituted water.

(7) If reconstituted-water control mortality for a test species exceeds 10%, the entire test will be rerun.

SUMMARY OF TEST METHODOLOGY FOR WHOLE-EFFLUENT TOXICITY TESTS

Whole-effluent-toxicity test required in NPDES permits shall use the following test conditions when performing single or multiple dilution methods. Any future changes in methodology will be supplied to the permittee by the Missouri Department of Natural Resources (MDNR). Unless more stringent methods are specified by the DNR,the procedures shall be consistent with the most current edition of Methods for Measuring the Acute Toxicity of Effluents and Receiving Waters to Freshwater and Marine Organisms,

Test conditions for Ceriodaphnia dubia:

Test duration:	48 h
Temperature:	25 ± 1°C Temperatures shall not deviate by more than 3°C during the test.
Light Quality:	Ambient laboratory illumination
Photoperiod:	16 h light, 8 h dark
Size of test vessel:	30 mL (minimum)
Volume of test solution:	15 mL (minimum)
Age of test organisms:	<24 h old
No. of animals/test vessel:	5
No. of replicates/concentration:	4
No. of organisms/concentration:	20 (minimum)
Feeding regime:	None (feed prior to test)
Aeration:	None
Dilution water:	Upstream receiving water; if no upstream flow, synthetic water modified to reflect effluent hardness.
Endpoint:	Pass/Fail (Statistically significant Mortality when compared to upstream receiving water control or synthetic control if upstream water was not available at $p \leq 0.05$)
Test acceptability criterion:	90% or greater survival in controls

Test conditions for (Pimephales promelas):

Test duration:	48 h
Temperature:	25 ± 1°C Temperatures shall not deviate by more than 3°C during the test.
Light Quality:	Ambient laboratory illumination
Photoperiod:	16 h light/ 8 h dark
Size of test vessel:	250 mL (minimum)
Volume of test solution:	200 mL (minimum)
Age of test organisms:	1-14 days (all same age)
No. of animals/test vessel:	10
No. of replicates/concentration:	4 (minimum) single dilution method 2 (minimum) multiple dilution method
No. of organisms/concentration:	40 (minimum) single dilution method 20 (minimum) multiple dilution method
Feeding regime:	None (feed prior to test)
Aeration:	None, unless DO concentration falls below 4.0 mg/L; rate should not exceed 100 bubbles/min.
Dilution water:	Upstream receiving water; if no upstream flow, synthetic water modified to reflect effluent hardness.
Endpoint:	Pass/Fail (Statistically significant Mortality when compared to upstream receiving water control or synthetic control if upstream water was not available at $p \leq 0.05$)
Test Acceptability criterion:	90% or greater survival in controls